

Adopted	Rejected
---------	----------

COMMITTEE REPORT

YES:	14
NO:	0

MR. SPEAKER:

*Your Committee on Elections and Apportionment, to which was referred House Bill 1174, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Page 2, between lines 3 and 4, begin a new paragraph and insert:
- 2 "(d) This subsection applies to a political subdivision located in
- 3 more than one (1) county. If a political subdivision is described in
- 4 a statute by reference to the county in which the political
- 5 subdivision is located, the reference is to the county that contains
- 6 a majority of the population of the political subdivision."
- 7 Page 2, line 4, delete "(d)" and insert "(e)".
- 8 Page 2, line 13, delete "(e)" and insert "(f)".
- 9 Page 86, between lines 12 and 13, begin a new paragraph and insert:
- 10 "SECTION 94. IC 12-29-2-2 IS AMENDED TO READ AS
- 11 FOLLOWS [EFFECTIVE APRIL 1, 2002]: Sec. 2. (a) Subject to
- 12 subsection (b), a county shall fund the operation of community mental
- 13 health centers in an amount not less than the amount that would be
- 14 raised by an annual tax rate of one and thirty-three hundredths cents
- 15 (\$0.0133) on each one hundred dollars (\$100) of taxable property
- 16 within the county, unless a lower tax rate will be adequate to fulfill the

1 county's financial obligations under this chapter in any of the following
2 situations:

- 3 (1) If the total population of the county is served by one (1)
4 center.
- 5 (2) If the total population of the county is served by more than one
6 (1) center.
- 7 (3) If the partial population of the county is served by one (1)
8 center.
- 9 (4) If the partial population of the county is served by more than
10 one (1) center.

11 (b) This subsection applies only to a property tax that is imposed in
12 a county ~~having a population of more than seven hundred thousand~~
13 ~~(700,000):~~ **containing a consolidated city.** The tax rate permitted
14 under subsection (a) for taxes first due and payable after calendar year
15 1995 is the tax rate permitted under subsection (a) as adjusted under
16 this subsection. For each year in which a general reassessment of
17 property will take effect, the state board of tax commissioners shall
18 compute the maximum rate permitted under subsection (a) as follows:

19 STEP ONE: Determine the maximum rate for the year preceding
20 the year in which the general reassessment takes effect.

21 STEP TWO: Determine the actual percentage increase (rounded
22 to the nearest one-hundredth percent) in the assessed value of the
23 taxable property from the year preceding the year the general
24 reassessment takes effect to the year that the general reassessment
25 is effective.

26 STEP THREE: Determine the three (3) calendar years that
27 immediately precede the ensuing calendar year and in which a
28 statewide general reassessment of real property does not first
29 become effective.

30 STEP FOUR: Compute separately, for each of the calendar years
31 determined in STEP THREE, the actual percentage increase
32 (rounded to the nearest one-hundredth percent) in the assessed
33 value of the taxable property from the preceding year.

34 STEP FIVE: Divide the sum of the three (3) quotients computed
35 in STEP FOUR by three (3).

36 STEP SIX: Determine the greater of the following:

- 37 (A) Zero (0).
- 38 (B) The result of the STEP TWO percentage minus the STEP

1 FIVE percentage.

2 STEP SEVEN: Determine the quotient of the STEP ONE tax rate
3 divided by one (1) plus the STEP SIX percentage increase.

4 This maximum rate is the maximum rate under this section until a new
5 maximum rate is computed under this subsection for the next year in
6 which a general reassessment of property will take effect."

7 Page 95, between lines 36 and 37, begin a new paragraph and insert:

8 "SECTION 107. IC 14-33-5.4-1 IS AMENDED TO READ AS
9 FOLLOWS [EFFECTIVE APRIL 1, 2002]: Sec. 1. (a) This chapter
10 applies only to conservancy districts located wholly within a county
11 having a population of more than ~~twenty-two thousand (22,000)~~ but
12 ~~less than twenty-three thousand (23,000)~~; **twenty-three thousand five**
13 **hundred (23,500) but less than twenty-four thousand (24,000).**

14 (b) This article governs conservancy districts located wholly within
15 a county having a population of more than ~~twenty-two thousand~~
16 ~~(22,000)~~ but less than ~~twenty-three thousand (23,000)~~ **twenty-three**
17 **thousand five hundred (23,500) but less than twenty-four thousand**
18 **(24,000)** generally except when this article conflicts with a section of
19 this chapter."

20 Page 98, between lines 1 and 2, begin a new paragraph and insert:

21 "SECTION 113. IC 16-22-2-3.1 IS AMENDED TO READ AS
22 FOLLOWS [EFFECTIVE APRIL 1, 2002]: Sec. 3.1. (a) This section
23 applies to a hospital operated under IC 16-12-4-2 (before its repeal on
24 July 1, 1993) that is located in a county having a population of more
25 than ~~thirty-seven thousand (37,000)~~ but less than ~~thirty-seven thousand~~
26 ~~eight hundred (37,800)~~; **forty-one thousand (41,000) but less than**
27 **forty-three thousand (43,000).**

28 (b) The management of a hospital is under the control of a
29 governing board. The governing board consists of nine (9) members
30 appointed by the county executive as follows:

- 31 (1) Three (3) members must be members of the county executive.
32 (2) Six (6) members must be residents of the county and not more
33 than three (3) members may be from the same political party. One
34 (1) member may be a licensed physician.

35 (c) The term of each member of the governing board is three (3)
36 years.

37 (d) If a vacancy occurs due to the expiration of an appointed
38 member's term and the county executive does not fill the vacancy

1 within sixty (60) days from the date of expiration, the member whose
 2 term has expired is automatically reappointed for another term."

3 Page 118, delete lines 27 through 42, begin a new paragraph and
 4 insert:

5 "SECTION 144. IC 25-34.1-2-1 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE APRIL 1, 2002]: Sec. 1. (a) The Indiana real
 7 estate commission is created. ~~It~~

8 **(b) The commission consists of ~~one (1)~~ the following:**

9 **(1) Nine (9) district ~~member from~~ members. Each Indiana**
 10 **congressional district ~~of this state and must be represented by~~**
 11 **one (1) individual appointed under this subdivision.**

12 **(2) One (1) real estate member at large.**

13 **(3) Two (2) citizen members at large.**

14 A ~~district~~ member **described in subdivision (1)** must be a resident of
 15 the represented district for not less than one (1) year. ~~and A member~~
 16 **described in subdivision (1) or (2) must** have engaged in business as
 17 a license broker for not less than five (5) years. **Citizen** members at
 18 large shall be appointed to represent the general public, ~~and~~ must be
 19 residents of ~~this state who~~ **Indiana, and** have never been associated
 20 with the real estate business in any way other than as a consumer.

21 ~~(b)~~ **(c)** Each member of the commission shall be appointed by the
 22 governor and shall serve a four (4) year term. If a successor has not
 23 been appointed, the current member shall serve until a successor is
 24 appointed and qualified. If a vacancy occurs on the commission, the
 25 governor shall appoint an individual to serve the unexpired term of the
 26 previous member and until a successor is appointed and qualified.

27 ~~(c)~~ **(d)** A member of the commission may not hold a state or federal

- 1 elective office."
- 2 Page 119, delete lines 1 through 3.
- 3 Renumber all SECTIONS consecutively.
(Reference is to HB 1174 as introduced.)

and when so amended that said bill do pass.

Representative Kromkowski